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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

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7 WILLIAM J. WHITSITT,
8 Plaintiff,

9 v.

10 WEST VALLEY STAFFING GROUP, et
11 al.,

12 Defendants.

Case No. 16-cv-07234-MMC

**ORDER STRIKING PLAINTIFF'S
AMENDED COMPLAINT; DIRECTING
PLAINTIFF TO REFILE AMENDED
COMPLAINT IN COMPLIANCE WITH
CIVIL LOCAL RULES**

Re: Dkt. No. 17

13 By order filed February 8, 2017, the Court directed plaintiff William J. Whitsitt to file
14 a corrected version of his eight-page complaint, for purposes of curing three separate
15 procedural deficiencies: (1) a missing seventh page; (2) improper formatting, such that
16 the text appears on substantially more than 28 lines per page; and (3) improper font size,
17 which appears to be considerably smaller than 12-point type. (See Order filed Feb. 8,
18 2017, at 2:11-22 (citing Civil L.R. 3-4(c)(2) (providing text of any paper presented for filing
19 "must be double-spaced with no more than 28 lines per page, except for . . . footnotes
20 and [block] quotations"; further providing text of any paper presented for filing, including
21 "text of footnotes and quotations," may not be less than "12-point in the Courier font or
22 equivalent")).)

23 On April 26, 2017, plaintiff filed a thirteen-page "1st Amended Complaint," in which
24 no pages appear to be missing, but in which the two other deficiencies identified above
25 have not been rectified. Consequently, plaintiff has, again, failed to comply with the Civil
26 Local Rules of this District.

27 Accordingly, the amended complaint is hereby STRICKEN. In the interests of
28 justice, the Court will afford plaintiff, should he wish to proceed with the instant action,

1 one further opportunity to file an amended complaint that complies with the Civil Local
2 Rules, and to do so no later than May 22, 2017. If, by May 22, 2017, plaintiff has not filed
3 such amended complaint, the Court will dismiss the action.

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5 **IT IS SO ORDERED.**

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7 Dated: May 8, 2017


MAXINE M. CHESNEY
United States District Judge

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